

## **Exhibit B**

**U.S. District Court  
Eastern District of Missouri (LIVE) (St. Louis)  
CIVIL DOCKET FOR CASE #: 4:07-cv-00301-HEA**

Fiduciary Asset Management, LLC vs. Jeffrey O. Swope  
Assigned to: Honorable Henry E. Autrey  
Demand: \$14,000,000,000  
Cause: 28:1332 Diversity-Other Contract

Date Filed: 02/12/2007  
Jury Demand: None  
Nature of Suit: 190 Contract: Other  
Jurisdiction: Diversity

**Plaintiff**

**Fiduciary Asset Management, LLC**

represented by **Matthew B. Robinson**  
LOWENBAUM PARTNERSHIP,  
L.L.C.  
222 S. Central Avenue  
Suite 901  
St. Louis, MO 63105  
314-746-4802  
Fax: 314-746-4848  
Email: mbr@lowenbaumlaw.com  
*ATTORNEY TO BE NOTICED*

**Robert W. Stewart**  
LOWENBAUM PARTNERSHIP,  
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222 S. Central Avenue  
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**Stanley G. Schroeder**  
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314-746-4835  
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Email:  
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*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Jeffrey O Swope**

represented by **Todd A. Higgins**

CROSBY & HIGGINS LLP  
 500 Fifth Avenue  
 Suite 1410  
 New York, NY 10110  
 US  
 646-452-2300  
 Fax: 646-452-2301  
 Email: thiggins@crosbyhiggins.com  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
02/12/2007	<u>1</u>	COMPLAINT against Defendant Jeffrey O Swope filed by Fiduciary Asset Management, LLC. Fee paid in the amount of \$350.00 with receipt number 1016326. (Attachments: # <u>1</u> Appendix 1 Demand Letter) (Stewart, Robert) Modified on 2/12/2007 (CDD, ). Additional attachment(s) added on 2/12/2007 (CDD, ). (Entered: 02/12/2007)
02/12/2007	<u>2</u>	WAIVER of Service issued for Defendant Jeffrey O Swope. Waiver sent to Jeffrey O Swope on 2/12/2007 filed by Fiduciary Asset Management, LLC. Waiver of Service due by 3/14/2007. (Stewart, Robert) Modified on 2/12/2007 (CDD, ). (Entered: 02/12/2007)
02/12/2007	<u>3</u>	DISCLOSURE OF CORPORATION INTERESTS CERTIFICATE filed by Plaintiff Fiduciary Asset Management, LLC. Parent companies: None, Subsidiaries: None, Publicly held company: None. (Stewart, Robert) Modified on 2/12/2007 (CDD, ). (Entered: 02/12/2007)
03/20/2007	<u>4</u>	Waiver of Service Returned Unexecuted filed by Fiduciary Asset Management, LLC as to Jeffrey O Swope. (Attachments: # <u>1</u> Exhibit A - Waiver Unexecuted# <u>2</u> Summons Summons)(Stewart, Robert) (Entered: 03/20/2007)
03/22/2007		Docket Text ORDER: ; ORDERED SO ORDERED RE: [Doc. #4 Request to Issue Alias Summons] (Signed and Sealed Summons mailed to Pltf Atty). Signed by Judge Henry E. Autrey on 3/22/07. (MJM, ) (Entered: 03/22/2007)
03/22/2007	<u>5</u>	NOTICE OF PRIVATE PROCESS SERVER by Plaintiff Fiduciary Asset Management, LLC Process Server Robert Aiken, (Stewart, Robert) (Entered: 03/22/2007)
03/22/2007		Summons Reissued as to defendant Jeffrey O Swope. Alias summons issued (MJM, ) (Entered: 03/23/2007)
04/06/2007	<u>6</u>	Summons Returned Unexecuted by Fiduciary Asset Management, LLC as to Jeffrey O Swope. (Stewart, Robert) (Entered: 04/06/2007)
04/06/2007	<u>7</u>	NOTICE by Plaintiff Fiduciary Asset Management, LLC Intent to Use Process Server: (Stewart, Robert) (Entered: 04/06/2007)

04/06/2007	<u>8</u>	MEMORANDUM re <u>6</u> Summons Returned Unexecuted, <u>7</u> Notice (Other) by Plaintiff Fiduciary Asset Management, LLC. (Attachments: # <u>1</u> Summons)(Stewart, Robert) (Entered: 04/06/2007)
04/06/2007		Summons Reissued ( <u>1</u> @ 20 days ) as to Defendant Jeffrey O Swope. Pluries summons issued. (CDD, ) (Entered: 04/06/2007)
04/18/2007	<u>9</u>	NOTICE OF PRIVATE PROCESS SERVER by Plaintiff Fiduciary Asset Management, LLC Process Server Robert Aikens, (Attachments: # <u>1</u> Summons Alias Summons)(Schroeder, Stanley) (Entered: 04/18/2007)
04/19/2007		Summons Reissued as to defendant Jeffrey O Swope. Alias summons issued (mailed to plttf.'s counsel) (CLA, ) (Entered: 04/19/2007)
06/01/2007	<u>10</u>	SUMMONS Returned Executed filed by Fiduciary Asset Management, LLC. Fiduciary Asset Management, LLC served on 5/12/2007, answer due 6/1/2007. (Schroeder, Stanley) (Entered: 06/01/2007)
07/27/2007	<u>11</u>	MOTION for Costs of <i>Service of Process</i> by Plaintiff Fiduciary Asset Management, LLC. (Schroeder, Stanley) (Entered: 07/27/2007)
07/27/2007	<u>12</u>	ENTRY of Appearance by Stanley G. Schroeder for Plaintiff Fiduciary Asset Management, LLC. (Schroeder, Stanley) (Entered: 07/27/2007)
07/27/2007	<u>13</u>	ENTRY of Appearance by Matthew B. Robinson for Plaintiff Fiduciary Asset Management, LLC. (Robinson, Matthew) (Entered: 07/27/2007)
07/27/2007	<u>14</u>	MEMORANDUM in Support of Motion re <u>11</u> MOTION for Costs of <i>Service of Process</i> filed by Plaintiff Fiduciary Asset Management, LLC. (Attachments: # <u>1</u> Exhibit 1 - Letter With Waiver of Service Form# <u>2</u> Exhibit 2 - Return Receipt# <u>3</u> Exhibit 3 - Affidavit of Robert Akin# <u>4</u> Exhibit 4 - Affidavit of James Griffith)(Schroeder, Stanley) (Entered: 07/27/2007)
07/27/2007		***REMARK Entry of Appearances to be re-filed due to typo in body a document...Entry of Appearances for Plaintiff, not defendant*** (MJM, ) (Entered: 07/27/2007)
07/27/2007	<u>15</u>	ENTRY of Appearance by Matthew B. Robinson for Plaintiff Fiduciary Asset Management, LLC. (Robinson, Matthew) (Entered: 07/27/2007)
07/27/2007	<u>16</u>	ENTRY of Appearance by Stanley G. Schroeder for Plaintiff Fiduciary Asset Management, LLC. (Schroeder, Stanley) (Entered: 07/27/2007)
07/27/2007	<u>17</u>	AFFIDAVIT re <u>14</u> Memorandum in Support of Motion, by Plaintiff Fiduciary Asset Management, LLC. (Attachments: # <u>1</u> Exhibit A - Akin Invoice# <u>2</u> Exhibit B - Griffith Invoice# <u>3</u> Exhibit C - Costs of Serving Mr. Swope# <u>4</u> Exhibit D - Costs of Preparing Motion for Recovery of Costs)(Schroeder, Stanley) (Entered: 07/27/2007)
07/27/2007	<u>18</u>	MOTION for Entry of Clerk's Default against Defendant Jeffrey O. Swope by Plaintiff Fiduciary Asset Management, LLC. (Schroeder, Stanley) (Entered: 07/27/2007)
07/27/2007	<u>19</u>	MEMORANDUM in Support of Motion re <u>18</u> MOTION for Entry of

		Clerk's Default against Defendant Jeffrey O. Swope filed by Plaintiff Fiduciary Asset Management, LLC. (Schroeder, Stanley) (Entered: 07/27/2007)
07/27/2007	<u>20</u>	AFFIDAVIT re <u>19</u> Memorandum in Support of Motion by Plaintiff Fiduciary Asset Management, LLC. (Attachments: # <u>1</u> Exhibit A - New York Original Complaint)(Schroeder, Stanley) (Entered: 07/27/2007)
08/01/2007	<u>21</u>	Clerk's ENTRY OF DEFAULT as to Defendant Jeffrey O Swope cc: deft. (CEL, ) (Modified on 8/2/2007 (CEL, ) - atty Higgins mailed copy of default). (Entered: 08/01/2007)
08/01/2007	<u>22</u>	Verified MOTION for Admission Pro Hac Vice of Todd A. Higgins (Filing fee \$100) by Defendant Jeffrey O Swope. (TRC) (Entered: 08/01/2007)
08/01/2007		Receipt # S2007-009133 in the amount of \$100.00 for ATTORNEY ADM. FEE - PHV on behalf of HIGGINS, TODD A.. (CSW,) (Entered: 08/01/2007)
08/02/2007		***REMARK - motion for default judgment forwarded to Judge Autrey for review (CEL, ) (Entered: 08/02/2007)
08/02/2007	<u>23</u>	ORDER granting <u>22</u> Motion for Leave to Appear Pro Hac Vice Todd A. Higgins Added Todd A. Higgins for Jeffrey O Swope Signed by Judge Henry E. Autrey on 8/2/07. (CEL, ) (Entered: 08/02/2007)
08/02/2007		ORDER RECEIPT: (see receipt) Thu Aug 2 15:02:58 CDT 2007 (CEL, ) (Entered: 08/02/2007)
08/06/2007	<u>24</u>	MEMORANDUM in Opposition re <u>18</u> MOTION for Entry of Clerk's Default against Defendant Jeffrey O. Swope, <u>11</u> MOTION for Costs of <i>Service of Process</i> filed by Defendant Jeffrey O Swope. (Higgins, Todd) (Entered: 08/06/2007)
08/06/2007	<u>25</u>	AFFIDAVIT re <u>24</u> Memorandum in Opposition to Motion by Defendant Jeffrey O Swope. (Higgins, Todd) (Entered: 08/06/2007)
08/06/2007	<u>26</u>	DECLARATION filed by Defendant Jeffrey O Swope re <u>24</u> Memorandum in Opposition to Motion. (Attachments: # <u>1</u> Exhibit A. Demand Letter# <u>2</u> Exhibit B. Response to Demand Letter# <u>3</u> Exhibit C. Letter - Business Address# <u>4</u> Exhibit D. Notice of Appearance, Substitution of Counsel# <u>5</u> Exhibit E. Pro Hac Vice Motion# <u>6</u> Exhibit F. Entry of Default# <u>7</u> Exhibit G. Notice of Removal)(Higgins, Todd) (Entered: 08/06/2007)

<b>PACER Service Center</b>			
<b>Transaction Receipt</b>			
08/07/2007 13:58:25			
PACER Login:	lp0264	Client Code:	fmc/swope

Description:	Docket Report	Search Criteria:	4:07-cv-00301-HEA
Billable Pages:	3	Cost:	0.24

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